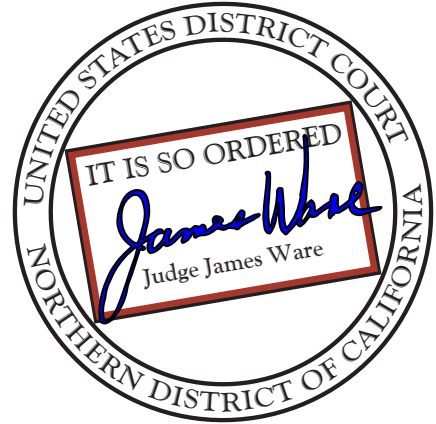


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AMERICAN CORRECTIVE COUNSELING
SERVICES, INC.



IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

ELENA DEL CAMPO, et al.

Plaintiffs,

vs.

AMERICAN CORRECTIVE
COUNSELING SERVICES, INC., et al.

Defendants.

No. C 01-21151 JW PVT

**JOINT REQUEST AND ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE**

DATE: August 13, 2007
TIME: 10:00 a.m.
DEPT: 8 – Judge Ware

For reasons set forth below, the parties request that the next Case Management Conference, currently scheduled for August 13, 2007, be continued to October 29, 2007.

Defendant/Appellant American Corrective Counseling Services, Inc. (“ACCS”) has established jurisdiction in the Court of Appeals for the Ninth Circuit seeking review of His Honor’s December 5, 2006 Order to the extent it denied defendant/appellant’s claim of right to 11th Amendment immunity. On July 5, 2007, ACCS filed its opening brief. On July 13, 2007, *Amici*, the California District Attorneys Association, filed an Amicus Curiae Brief

1 accompanied by its motion for leave. Plaintiffs'/Appellees' responsive brief is due to be filed
 2 on August 6, 2007. Thereafter, any optional reply brief is due to be filed on August 13, 2007.

3 Pending before this court is ACCS' Motion For Stay, scheduled to be heard on
 4 September 17, 2007. In addition, on July 24, 2007, Magistrate Judge Trumbull ordered the
 5 hearing date for two discovery motions filed by plaintiffs continued to November 6, 2007. It
 6 is anticipated that hearing date will be rescheduled to October 30, 2007.

7 The next Case Management Conference is currently scheduled for August 13, 2007.
 8 The parties respectfully submit that there is no need for a Case Management Conference to
 9 occur before His Honor rules on ACCS' pending Motion for Stay.

10 Accordingly, the parties in the above-entitled action jointly request that the court
 11 continue the Case Management Conference from August 13, 2007 at 10:00 a.m. to October 29,
 12 2007 at 10:00 a.m.

13 **SO STIPULATED.**

14 Dated: July 26, 2007

JENKINS, GOODMAN, NEUMAN &
 HAMILTON LLP

16 By: /s/

17 CHARLES D. JENKINS

18 DAN D. KIM

19 Attorneys for Defendant American Corrective
 Counseling Services, Inc.

20 Dated: July 26, 2007

LAW OFFICES OF PAUL ARONS

22 By: /s/

23 PAUL ARONS

24 Attorneys for Plaintiffs

1 Dated: July 26, 2007

ROSS, DIXON & BELL LLP

3 By: /s/

TIMOTHY P. IRVING

Attorneys for Defendants Don Mealing,
Lynn Hasney, Fundamental Performance
Strategies, Fulfillment Unlimited, Inc.,
Fundamentals and ACCS Administration, Inc.

7 **IT IS SO ORDERED.**

8 The Case Management Conference is continued to October 29, 2007 at 10 am. The
9 parties shall file a joint Case Management Statement no later than October 19, 2007.

11 Dated: July 30, 2007


HON. JAMES WARE, JUDGE
United States District Court

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